

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF DELAWARE

MOBIUS MANAGEMENT SYSTEMS, INC., )

Plaintiff, )

v. )

ACARTUS, INC. and EMC CORPORATION, )

Defendants. )

C.A. No. 05-346 SLR

**ORDER**

The Court, having considered the parties' Joint Motion For Extension of Discovery and Summary Judgment Deadlines ("Motion"), and having found good cause therefor,

IT IS HEREBY ORDERED this 5<sup>th</sup> day of December, 2006, that the Motion is GRANTED, and the Scheduling Order (D.I. 55) is modified as follows:

1. All fact discovery shall be commenced in time to be completed by February 1, 2007, and all expert discovery shall be commenced in time to be completed by March 26, 2007.

2. Reports from retained experts under Rule 26(a)(2) on issues for which any party has the burden of proof shall be due by February 8, 2007, and opposing expert reports due by March 8, 2007.

3. All summary judgment motions shall be served and filed with an opening brief no later than April 2, 2007. *With the pretrial conference scheduled for June 26, 2007, the Court will not address any motions filed without stipulated facts and a clear indication of what*

4. The Scheduling Order (D.I. 55) shall otherwise remain in effect.

  
UNITED STATES DISTRICT JUDGE

*material facts remain disputed.*